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☐ transmitted by facsimile to the Patent and Trademark Office, Fax Number \_\_\_\_

**PATENT**

Attorney Docket No.  
 DX0903K1

CN 028008

Date: December 18, 2001 By: Lois E. Miller  
 Lois E. Miller

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

J. Fernando BAZAN, et al.

Serial No.: 09/963,347

Filed: September 25, 2001

For: **MAMMALIAN CYTOKINES;  
 RELATED REAGENTS AND  
 METHODS**

Examiner: not yet assigned

Art Unit: 1646

Submission of Formal Drawings

Palo Alto, California 94304

December 17, 2001

**BOX MISSING PARTS**

Honorable Assistant Commissioner for Patents  
 Washington, D.C. 20231

Honorable Sir:

In response to the Notice to File Missing Parts mailed on October 26, 2001, attached please find twenty-six (26) sheets of formal drawings for the above-identified application. These drawings include FIGS 1A, 1B, 2A, 2B, 2C, 2D, 2E, 3, 4A, 4B, 5, 6A, 6B, 6C, 7, 8, 9A, 9B, 9C, 9D, 9E, 10, 11, 12A, 12B, 12C, and 13.

Each sheet of drawings has identifying indicia on the reverse side of the drawing. If any of the formal drawings submitted are not in compliance, Applicants request an opportunity to correct any defects.

Respectfully submitted

December 17, 2001

Sheela Mohan-Peterson

Sheela Mohan-Peterson  
 Reg. No. 41,201  
 Attorney for Applicants

DNAX Research Institute  
 901 California Avenue  
 Palo Alto, California, 94304-1104  
 Tel. No. (650) 496-6400  
 Fax No.: (650) 496-1200

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on December 18, 2001

Atty. Docket No. DX0903K1

CN 028008

PATENT



Lois E. Miller  
Lois E. Miller

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

5

In re application of:

J. Fernando BAZAN, et al.

Serial No.: 09/963,347

Filed: September 25, 2001

For: MAMMALIAN CYTOKINES;  
RELATED REAGENTS AND  
METHODS

Examiner: not yet assigned

Art Unit: 1646

RESPONSE TO NOTICE TO FILE  
MISSING PARTS OF NONPROVISIONAL  
APPLICATION - FILING DATE  
GRANTED

Palo Alto, California 94304

December 17, 2001

BOX MISSING PARTS  
Assistant Commissioner for Patents  
Washington, D.C. 20231

10

Sir:

In response to the "Notice to File Missing Parts of Nonprovisional Application" mailed by the United States Patent and Trademark Office on October 26, 2001, enclosed are the following to be made of record in the above-identified application:

- 15
1. Declaration and Power of Attorney signed by inventors J. Fernando Bazan, Rene de Waal Malefyt, Yong-Jun Liu and Vassili Soumelis in compliance with 37 CFR 1.63;
  2. A copy of the "Notice to File Missing Parts of Nonprovisional Application - Filing Date Granted";
  - 20 3. Preliminary Amendment;
  4. Formal Drawings; and,
  5. A response to the "Notice to Comply" with sequence listing rules.

Please charge the total of \$840.00, as calculated below, to DNAX Research Institute Deposit account no. 04-1239:

Fee for filing Missing Parts of Application		
FOR:	NO. FILED	NO. EXTRA
BASIC FEE		
TOTAL CLAIMS	20 - 20 =	0*
INDEP CLAIMS	3 - 3 =	0*
[ ] MULTIPLE DEPENDENT CLAIM PRESENTED		
* If the difference in Col. 1 is less than zero, enter "0" in Col. 2.		

	\$ 130.00
RATE	FEE
	\$ 740.00
x18=	\$ 00.00
x84=	\$ 00.00
+250=	\$ 000
TOTAL	\$840.00

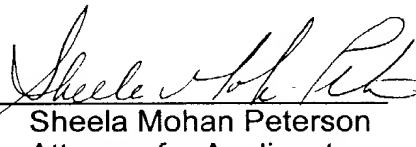
5 The Commissioner is hereby authorized to charge any additional fees associated with this paper or during the pendency of this application, or credit any overpayment to DNAX Research Institute Deposit Account No. 04-1239.

Please telephone the undersigned at (650) 496-6400, if there are any questions. This form is being submitted in duplicate.

10 Respectfully submitted,

15 December 17, 2001

By:

  
Sheela Mohan Peterson  
Attorney for Applicants  
Reg. No. 41,201

20 DNAX Research Institute  
901 California Avenue  
Palo Alto, California, 94304-1104  
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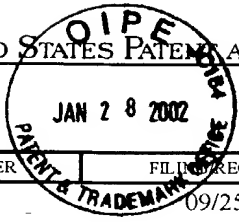
Enclosures:

- 25 1) Copy of this Transmittal  
2) Declaration and Power of Attorney signed by inventors  
3) Copy of Notice to File Missing Parts  
4) Preliminary Amendment  
5) Formal Drawings  
30 5) Sequence Submission  
6) Return postcard

#4

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COMMISSIONER FOR PATENTS  
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APPLICATION NUMBER	FILING RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/963,347	09/25/2001	J. Fernando Bazan	DX0903K

CONFIRMATION NO. 9754

FORMALITIES LETTER



\*OC00000006975014\*

DNAX Research Institute  
901 California Avenue  
Palo Alto, CA 94304-1104

Date Mailed: 10/26/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

01/30/2002 SZEWDIE1 00000030 941239 09963347

FILED UNDER 37 CFR 1.53(b)

01 FC:101 740.00 CH  
02 FC:105 130.00 CH

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 710 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 840.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm ( 5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);
- This application does not contain a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Applicant must provide such statement. If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).

- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at [patin21help@uspto.gov](mailto:patin21help@uspto.gov) or [patin3help@uspto.gov](mailto:patin3help@uspto.gov)

*A copy of this notice **MUST** be returned with the reply.*



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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE